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TERMINAL DISCLAIMER TO OBTAIN A DOUBLE PATENTING REJECTION OVER A "PRIOR" PATENT

Docket Number (Optional)

41890-01693

In re Application of: HAMPDEN-SMITH et al.

Application No.: 10/790,958

Filed: March 2, 2004

For: Palladium-Containing Particles, Method and Apparatus of Manufacture, Palladium-Containing Devices Made Therefrom

The owner*, Cabot Corporation, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 7,004,994 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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is found invalid by a court of competent jurisdiction;

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has all claims canceled by a reexamination certificate;

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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 34,323



Signature

August 23, 2006

Date

David F. Dockery
Typed or printed name

303-338-0997
Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

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